

RULE REVIEW

State Board of Real Property Services

The following rule adoptions by the State Board of Real Property Services during 2001 were reviewed during 2006 pursuant to SAPA section 207 to determine whether they should remain in effect as adopted or should be modified. Each is contained in Title 9 of the NYCRR.

Part 186 – State Equalization rates, Ratios and Adjustments - Procedures for Market Value Surveys conducted to establish equalization products–RPS-08-01-00004, effective May 9, 2001. Statutory basis - Real Property Tax Law (RPTL), sections 202(1)(l) and 1202. These amendments were the last of a series of amendments to incorporate the revised equalization process that began in 1996. The amendments reflect the current equalization methodology. No public comment was received concerning this amendment. The rule was continued in effect by the State Board of Real Property Services on August 8, 2006, by resolution 06-24.

Part 197 – Special Franchise Assessments – Reports by Special Franchise Owners and Review of Complaints – RPS-43-01-00007, effective January 31, 2001. Statutory basis – RPTL, sections 202(1)(l), 600, 604 and 612. The provisions concerning complaints continue to govern that process. The provisions concerning the filing of reports are subject to a proposal awaiting approval by the Governor's Office of Regulatory Reform. Until these revisions are adopted, the 2001 amendments govern the reporting process. No public comment was received concerning this amendment. The rule was continued in effect by the State Board of Real Property Services on August 8, 2006, by resolution 06-25.

Part 201 – State Assistance for the Maintenance of a System of Improved Real Property Tax Administration – Payment of Maintenance Aid – RPS – 51-01-00008, effective December 19, 2001. Statutory basis – RPTL sections 202(1)(l) and 1573. This amendment specified which assessment rolls were eligible for Maintenance aid pursuant to the rules in place for that program. No public comment was received concerning this amendment. The rule was continued in effect by the State Board of Real Property Services on August 8, 2006, by resolution 06-26.

